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11 *Attorneys for Plaintiff Wells Fargo Bank,  
12 N.A., as Trustee for the Certificate-Holders  
13 of Banc of America Alternative Loan Trust  
14 2006-5, Mortgage Pass-Through  
15 Certificates, Series 2006-5*

16 **UNITED STATES DISTRICT COURT**  
17 **DISTRICT OF NEVADA**

18 WELLS FARGO BANK, N.A., AS TRUSTEE  
19 FOR THE CERTIFICATE-HOLDERS OF  
20 BANC OF AMERICA ALTERNATIVE LOAN  
21 TRUST 2006-5, MORTGAGE PASS-  
22 THROUGH CERTIFICATES, SERIES 2006-5,

23 Case No.: 2:17-cv-02973-MMD-PAL

24 **STIPULATION AND ORDER TO EXTEND  
25 DISPOSITIVE MOTIONS DEADLINE  
26 [FIRST REQUEST]**

27 Plaintiff,

28 v.

29 SFR INVESTMENTS POOL 1, LLC,

30 Plaintiff.

31 Plaintiff Wells Fargo Bank, N.A., as Trustee for the Certificate-Holders of Banc of America  
32 Alternative Loan Trust 2006-5, Mortgage Pass-Through Certificates, Series 2006-5 (**Wells Fargo**)  
33 and defendant SFR Investments Pool 1, LLC stipulate to extend the dispositive motions deadline for  
34 thirty-seven (37) days as follows:

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1       1. Nationstar filed its complaint on November 30, 2017 asserting a quiet title/declaratory  
2 judgment and injunctive relief against SFR. (ECF No. 1.)

3       2. The court entered a discovery plan and scheduling order on May 3, 2018, setting an  
4 August 15, 2018 dispositive motion deadline. (ECF No. 16.)

5       3. SFR filed a motion to dismiss Nationstar's complaint on January 29, 2018. (ECF No.  
6 14.) Nationstar filed a response to SFR's motion to dismiss on May 9, 2018. (ECF No. 22.) SFR filed  
7 its reply on May 16, 2018. (ECF 24.)

8       4. The court granted SFR's motion to dismiss in part and denied the motion in part on  
9 August 6, 2018. (ECF No. 27.) In its ruling, the court found the HOA is a necessary party to the case,  
10 allowing Wells Fargo fifteen (15) days to file an amended complaint. (*Id.*)

11       5. Wells Fargo's deadline to file an amended complaint is August 21, 2018, five (5) days  
12 after the dispositive motion deadline of August 16, 2018.

13       6. Before filing dispositive motions, the parties want to ensure all necessary parties have  
14 been named and served with the amended complaint.

15       7. The parties stipulate to extending the dispositive motion deadline for thirty-seven (37)  
16 days, up to and including September 21, 2018, which is sufficient time for the HOA to be served with  
17 formal process and allow it time to appear. If the HOA makes an appearance, the parties anticipate  
18 conducting a supplemental Rule 26(f) conference to determine if the HOA needs additional time for  
19 discovery, and the parties may request an additional extension of the dispositive motion deadline to  
20 the extent necessary to accommodate the HOA's late appearance in the case.

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1           8. The parties do not file this stipulation with the intent to delay, but to ensure all parties  
2 have adequate time to present their full cases in dispositive motion briefing.

3           Dated: August 15, 2018

4           **AKERMAN LLP**

5           /s/ Donna M. Wittig  
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13           as Trustee for the Certificate-Holders of Banc  
14           of America Alternative Loan Trust 2006-5,  
15           Mortgage Pass-Through Certificates, Series  
16           2006-5*

17           **KIM GILBERT EBRON**

18           /s/ Diana S. Ebron  
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28           I, LLC*

1           **IT IS SO ORDERED.**

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3           UNITED STATES MAGISTRATE JUDGE

4           DATED: August 21, 2018